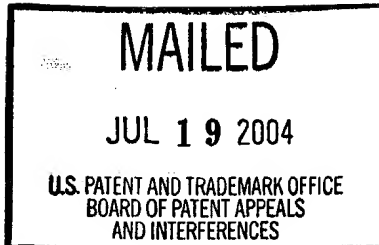


**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**

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Ex parte DAVID RUSSELL EVANS

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Application No. 09/270,606

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**ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER**

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This application was electronically received at the Board of Patent Appeals and Interferences on May 10, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being electronically returned to the examiner. The matter requiring attention prior to docketing is identified below.

An amendment was filed on September 20, 2002. It is not apparent on the electronic record that this paper was entered or not entered into the record. The status of this amendment should be noted on the paper.

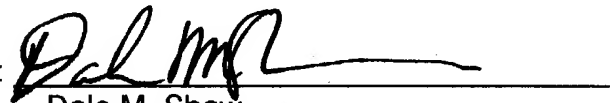
Application No. 09/270,606

Accordingly, it is

ORDERED that the application is electronically returned to the examiner for the status of the amendment to be physically noted on the paper and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By:



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RA04-0655